IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

MISC. CIVIL APPLICATION No 2260 of 2003

For Approval and Signature:

HON'BLE MR.JUSTICE P.B.MAJMUDAR

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1. Whether Reporters of Local Papers may be allowed to see the judgment? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

ALPA VYOM PATHAK D/O C D PATHAK

Versus

VYOM D PATHAK

Appearance:

MR RAJESH K SHAH for the Petitioner.

RULE SERVED BY DS for the Respondent.

CORAM : HON'BLE MR.JUSTICE P.B.MAJMUDAR

Date of decision: 19/03/2004

ORAL JUDGEMENT

Mr.Shah, learned Advocate for the petitioner, has submitted that the petitioner and the respondent, both have settled their dispute inter se and both of them are now staying together and that the marriage between them is saved. He, therefore, wants permission to withdraw

this Miscellaneous Civil Application, which is for transfer. Permission is granted. Petition stands disposed of as withdrawn. Rule is discharged. No order as to costs.

The respondent-husband, who is present personally, has stated that he will prefer appropriate application before the Family Court, as the matter is fixed before the Family Court on 22nd March, 2004, and, on that day, he will request the Court to allow him to withdraw the divorce petition, which is filed before the Family Court, in view of the settlement between the parties.

Mr.Shah, learned Advocate for the petitioner, submitted that the petitioner will also withdraw the proceedings which she has initiated before the Anand Court for getting maintenance.

19th March, 2004 (P.B. Majmudar, J.)

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(apj)